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DAVID P. CUSICK, TRUSTEE, #160467  
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UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA  
SACRAMENTO DIVISION

IN RE: ) Case No: 15-27566 - C - 13C  
) DCN: DPC- 2  
)  
JEFFREY SCOTT NEITHERCUTT) DECLARATION OF ED WEEDMAN  
BECKY LYDIA NEITHERCUTT ) IN SUPPORT OF TRUSTEE'S  
) MOTION TO DISMISS CASE  
)  
) DATE: JANUARY 18, 2017  
) TIME: 10:00 A.M.  
) JUDGE: CHRISTOPHER KLEIN  
Debtor(s) ) COURTROOM: 33

I, Ed Weedman, do hereby state and declare as follows:

1. I am over the age of eighteen years old and not a party to this action.
2. I am employed by DAVID P. CUSICK, TRUSTEE, and in the course of my employment, I have become familiar with his records and procedures, and the records of this case, and I can testify as to both.

1           3. I have reviewed the Trustee's records and show that:

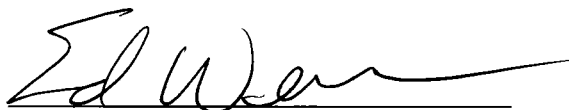
2           The Plan will complete in 96 months as opposed to 60 months proposed. The debtor  
3 has failed to comply with Section 2.08 (b) (4)(i) of the plan, (DN 38, Page 2).

4           The debtors confirmed plan called for 2 payments of \$4,203.00 and 58 payments of  
5 \$4,418.00. The monthly contract installment has increased three times since filing from  
6 \$2,165.15 to \$2,986.64 currently. The debtors have failed to increase their plan payment to  
7 account for these changes. The current plan payment net of Trustee fees and the monthly contract  
8 installment is \$1,157.44  
9

10           According to the Trustee's calculations approximately \$94,000.00 including Trustee  
11 fees but excluding the monthly contract installment remain to be paid. Thus  $\$94,000.00 /$   
12  $\$1,157.44 = 82$  months remaining. The debtors have completed 14 months of the plan.  
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16           I declare under penalty of perjury that the foregoing is true and correct.  
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18           Executed on December 21, 2016 at Folsom, California.  
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21           Ed Weedman  
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